

Tuesday, October 13, 2015

The Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, met in regular session at 9:00 AM.

**PRESENT:** Supervisors: Frank R. Mecham, Bruce S. Gibson, Adam Hill, Lynn Compton and Chairperson Debbie Arnold

**ABSENT:** None

**THE PLEDGE OF ALLEGIANCE IS LED BY CHAIRPERSON DEBBIE ARNOLD.**

**Public Comment Period:**

1. This is the set time for members of the public to address the Board on matters that are not scheduled on the agenda.

**Ms. Anet Carlin:** speaks on issues regarding gun violence and the need for a summit and a taskforce to be created to address this matter.

**Mr. Terry Sweetland:** discusses issues regarding the flooding in Oceano and urges the County to assist.

**Mr. Jim Irving – 3<sup>rd</sup> District Planning Commissioner:** requests the Board hold a joint meeting with the Planning Commission.

**Mr. Ben DiFatta and Ms. Julie Tacker:** address various concerns relating to the Los Osos Community Services District (LOCSO).

**Dr. C. Hite:** speaks to financial impacts to low income, disabled, and senior residents in Los Osos; and how Housing Authority of San Luis Obispo (HASLO) Board of Commissioners are appointed (handout).

**Ms. Linde Owen:** comments on an article regarding El Nino; and presents photographs of the Los Osos Tri-W site; and urges the County restore the property.

**Mr. Gary Kirkland:** suggests PG&E present their position on Community Choice Aggregation; and makes suggestions for residents who want to restrict development in their neighborhood.

**Mr. Eric Greening:** thanks the Board for moving forward on studying the energy choices; and echoes previous speaker's comments.

**Ms. Patricia Wilmore – Wine Country Alliance, Government Affairs Coordinator:** states that 95% of wineries in the North County area are owned by families; and outlines the benefits of the wine industry.

**Mr. Mike Brown - Coalition of Labor, Agriculture and Business (COLAB):** outlines concerns regarding the process for the Community Choice Aggregation Feasibility Study.

**Ms. Kim Routh; Ms. Claire Mamakos; Mr. Mike Sampson; Ms. Paula O'Farrell; Mr. Larry Stone (petition); Ms. Kathy Stone; Ms. Alice Griselle; Ms. Susan Dokulil; Ms. Cheryl Wiecezorek; Mr. Kurt Burkhart; Ms. Diane Burkhart (photographs); Ms. Stephen Reilly; and Ms. Colleen Runyen:** address various comments and concerns regarding development, vacation rentals, wineries, and increased events held on agricultural designated areas in Adelaida.

**Mr. John Snyder:** comments on a presentation he attended regarding the Los Osos basin (handout).

**Ms. Crystal Bradshaw and Mr. Rick Mattson:** expresses the financial benefits of having a vacation rental on their property to maintain farming. **No action taken.**

**Board Business:**

2. Consideration of a report regarding the County's FY 2016-17 financial forecast. All Districts.

**Chairperson Arnold:** opens the floor to public comment.

**Mr. Eric Greening:** speaks.

**Chairperson Arnold:** receives and files the report on the County's Fiscal Year 2016-17 financial forecast.

The Board tables Item No. 4 to follow Item No. 5.

3. Receive a presentation on winter storm preparedness activities from Public Works and the Office of Emergency Services. All Districts.

**Chairperson Arnold:** opens the floor to public comment.

**Mr. Eric Greening; Mr. Jeff Edwards; and Mr. Jim Irving:** speak.

**Chairperson Arnold:** receives and files the presentation on the winter storm preparedness activities from the Department of Public Works and the Office of Emergency Services.

5. Report on Department of Planning and Building Priorities. All Districts.

**Supervisor Mecham:** questions if the Code Enforcement Division should be moved to the Sheriff's Department and why an applicant can't review the administrative draft of an Environmental Impact Report (EIR); and addresses the issues regarding vacation rentals and the need for a matrix of the cumulative impacts.

**Supervisor Compton:** states she would like a map showing the location of all existing and proposed vacation rentals, events, and wineries to determine if it's an issue in an isolated area or countywide; addresses Assembly Bills 243 and 266 and Senate Bill 643 regarding medical marijuana and questions what needs to be looked before moving forward, with Ms. Rita Neal – County Counsel responding.

**Chairperson Arnold:** opens the floor to public comment.

**Mr. Mike Brown – Coalition of Labor, Agriculture and Business (COLAB); Mr. Jeannie Eggert; Ms. Jamie Kirk; Mr. Jim Hartig – Avila Valley Advisory Council Chairperson (handout); Mr. Martin Suitz (petition); Ms. Denise Allen; Mr. Eric Greening; Ms. Carol Goldberg; Mr. Jeff Eckles – Home Builders Association of the Central Coast Executive Director; Mr. Dan Carpenter; Ms. Irene Chadwick; Ms. Rosemary Wilvert; Mr. Cal Wilvert; Ms. Deb Humphries; Ms. Sherri Danoff; Ms. Sue Warren; Mr. James Lopes; Mr. Chuck Ward; and Ms. Kim Routh:** speak.

**Board Members:** ask for an explanation of San Luis Bay Area Plan program addressed in public comment; discuss a traffic study for the Avila Beach; and consolidation options for the different types of events, with Mr. Matt Janssen – Policy and Programs Division and Mr. Tim McNulty – Assistant County Counsel responding.

**On motion by Supervisor Bruce S. Gibson, seconded by Supervisor Adam Hill, to endorse the priorities as laid out in the staff report; and as part of the priorities, directs staff to: 1) pursue a resource capacity survey of traffic for Avila Beach as they move forward with the Avila Community Plan update; 2) look at nuisance impacts of noise, specifically disturbing the peace, as staff works on the inland vacation rental ordinance; and 3) bring back as part of the sign ordinance update, any ordinances that pertain to billboards; options on the retirement of billboards and under what circumstances they can be rebuilt; and look at the concept of designating scenic highways, is discussed.**

**Chairperson Arnold:** outlines the following items she feels should be included in the priorities: amending ordinances to set location standards for intensive ag facilities, including ag processing for distillery and breweries; urban small winery amendments; revisit the Transfer Development Credits (TDC) standards; a comprehensive plan for marijuana; and an update to Ag Cluster Policy 22. Additionally, comments that scenic highways and billboards matters should be addressed by the San Luis Obispo County Council of Governments (SLOCOG); and that it would be helpful if maps can be provided to show the zoning of buildable/available parcels to see the cumulative impacts in areas of the County.

**Supervisor Mecham:** states he would like staff to bring back options to consolidate all the different types of events after the vacation rental issues are resolved.

**Supervisor Gibson:** clarifies his motion includes that staff can work on other appropriate projects as time allows.

**The Board endorse the priorities as laid out in the staff report and directs staff to: 1) pursue a resource capacity survey of traffic for Avila Beach as they move forward with the Avila Community Plan update; 2) look at nuisance impacts of noise, specifically disturbing the peace, as staff works on the inland vacation rental ordinance; and 3) bring back as part of the sign ordinance update, any ordinances that pertain to billboards; options on the retirement of billboards and under what circumstances they can be rebuilt; and look at the concept of designating scenic highways. Additionally, staff is directed to work on other appropriate projects as time allows.**

**Motion by:** Bruce S. Gibson  
**Second by:** Adam Hill

SUPERVISORS	AYES	NOES	ABSTAIN	RECUSE
Arnold, Debbie (Chairperson)	x			
Compton, Lynn (Vice Chairperson)	x			
Mecham, Frank R. (Board Member)	x			
Gibson, Bruce S. (Board Member)	x			
Hill, Adam (Board Member)	x			

**Closed Session Items:**

6. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Two; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Two.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) Los Osos Community Services District v. Golden State Water Company, et al.;

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (4) San Luis Obispo Government Attorney’s Union (SLOGAU); (5) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (6) Deputy County Counsel’s Association (DCCA); (7) Sheriffs’ Management; (8) San Luis Obispo County Probation Peace Officers’ Association (SLOCPPOA); (9) Deputy Sheriff’s Association (DSA); (10) District Attorney Investigators’ Association (DAIA); (11) San Luis Obispo County Probation Managers’ Peace Officers’ Association (SLOCPMPOA); (12) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (13) Unrepresented Management and Confidential Employees; and (14) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

**Ms. Rita Neal – County Counsel:** states there will not be Closed Session today.

**Chairperson Arnold:** opens the floor to public comment.

**Mr. John Snyder:** speaks. **No action taken.**

**Board Business:**

4. Report on the Countywide Communications Plan. All Districts.
- Chairperson Arnold:** opens the floor to public comment.

**Mr. Gordon Hensley:** speaks.

**Chairperson Arnold:** receives and files the report on the Countywide Communications Plan.

On motion duly made and unanimously carried, the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts, does now adjourn.

I, **TOMMY GONG**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors of the County of San Luis Obispo, and ex-officio clerk of the governing body of all other special assessment and taxing districts for which said Board so acts, do hereby certify that the foregoing is a fair statement of the proceedings of the meeting held Tuesday, October 13, 2015, by the Board of Supervisors of the County of San Luis Obispo, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

**TOMMY GONG**, County Clerk-Recorder and Ex-Officio Clerk of the Board of Supervisors

By: /s/ Annette Ramirez, Deputy Clerk-Recorder

**DATED:** November 20, 2015